

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

POSITEC USA INC., a North Carolina  
Corporation and POSITEC USA INC., a  
South Carolina Corporation,

Plaintiffs,

v.

MILWAUKEE ELECTRIC TOOL  
CORPORATION,

Defendants.

C.A. No. 05-890

**MOTION AND ORDER  
FOR ADMISSION PRO HAC VICE**

Pursuant to Local Rule 83.5 and the attached certification, counsel moves the admission *pro hac vice* of Alan D. Smith to represent plaintiffs in this matter.

Dated: January 13, 2006

FISH & RICHARDSON P.C.

By: /s/ William J. Marsden, Jr.

William J. Marsden, Jr. (#2247)

919 N. Market Street

Suite 1100

Wilmington, DE 19801

(302) 652-5070

Attorneys for Plaintiffs

**ORDER GRANTING MOTION**

IT IS HEREBY ORDERED counsel's motion for admission *pro hac vice* is granted.

Dated: \_\_\_\_\_, 2006

\_\_\_\_\_  
United States District Judge

**CERTIFICATION BY COUNSEL TO BE ADMITTED PRO HAC VICE**

Pursuant to Local Rule 83.5, I certify that I am eligible for admission to this Court, am admitted, practicing and in good standing as a member of the Bar(s) of Massachusetts, New York, the U.S. Court of Appeals for the Federal Circuit, and U.S. District Courts in Massachusetts, New York and California, and pursuant to Local Rule 83.6 submit to disciplinary jurisdiction of this Court for any alleged misconduct which occurs in the preparation or course of this action. I also certify I am generally familiar with this Court's Local Rules.

Dated: January 13, 2006

Signed: /s/ Alan D. Smith

Alan D. Smith  
Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110-2804  
(617) 542-5070 - phone  
(617) 542-8906 – fax

**CERTIFICATE OF SERVICE**

I hereby certify that on January 13, 2006, I electronically filed with the Clerk of Court this Motion and Order for Admission *Pro Hac Vice* using CM/ECF which will send electronic notification of such filing(s) to the following Delaware counsel. In addition, the filing will also be sent via hand delivery to:

Jack B. Blumenfeld  
Leslie A. Polizoti  
MORRIS, NICHOLS, ARSHT & TUNNELL LLP  
1201 N. Market Street  
P.O. Box 1347  
Wilmington, DE 19899

I hereby certify that on January 13, 2006, I have mailed by United States Postal Service, the document(s) to the following non-registered participants:

Michael E. Husmann  
Joseph T. Miotke  
MICHAEL BEST & FRIEDRICH LLP  
100 Wisconsin Avenue, Suite 3300  
Milwaukee, WI 55302

/s/ William J. Marsden, Jr.  
William J. Marsden, Jr.